



U.S.S.N. 09/700,139
Appeal Brief

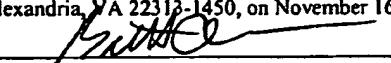
AF 2644
IFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Bachmann et al.	Examiner:	Michalski, Justin I.
Serial No.:	09/700,139	Group Art Unit:	2644
Filing Date:	December 15, 2000	Confirmation No.:	1980
Title:	<i>Panel Loudspeaker</i>	Attorney Docket No.:	HAS-008.01

CERTIFICATE OF MAILING

I hereby certify that the following paper is being deposited with the United States Postal Service as first-class mail in an envelope addressed to Mail Stop Appeal Brief – Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on November 16, 2004.


Brett Clemens

APPEAL BRIEF

Mail Stop Appeal Brief – Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Appellants submit this brief in support of their appeal initiated by the Notice of Appeal filed on September 23, 2004. The Commissioner is authorized to charge the fee required under 37 C.F.R. § 41.20(b)(2) to Deposit Account No. 06-1448.

(1) Real Party in Interest

The real party in interest in this appeal is Harman Audio Electronic Systems GmbH, a German corporation having executive offices at Schlesische Straße 135, 94315 Straubing, Germany. Harman Audio Electronic Systems GmbH is the Assignee of the

B. Claim 6 is nonobvious over Azima.

Appellants incorporate the arguments presented above in support of the patentability of claim 1. Claim 6 depends from patentable claim 1 and is therefore itself also patentable.

(8) Claims Appendix

See pages 8-9 of this Appeal Brief.

(9) Evidence Appendix

See page 10 of this Appeal Brief.

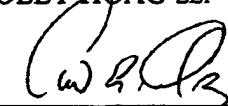
(10) Related Proceedings Appendix

See page 11 of this Appeal Brief.

CONCLUSION

For the reasons given above, Appellants ask that the rejections of claims 1-4, 6, and 8-9 be reversed.

Respectfully submitted,
FOLEY HOAG LLP



Scott E. Kamholz
Reg. No. 48,543
Agent for Appellants
acting under 37 C.F.R. § 1.34

Date: November 16, 2004
Foley Hoag LLP
155 Seaport Blvd.
Boston, MA 02210-2600
Telephone: 617-832-1230
Facsimile: 617-832-7000